IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1505 OF 2006

N.G.R. Naidu ... Petitioner

Vs.

United India Insurance Co. Ltd.
and Anr. ... Respondents

Mr. S.C. Naidu i/by N.P. Dalvi for Petitioner.

Mr. V.Y. Sanglikar for R. No.1.

CORAM: F.I. REBELLO &
MRS.V.K.TAHILRAMANI,JJ.
DATE : 28th July, 2006

P.C.:

. After hearing the learned counsel and considering the letter dated 16.7.2006 from Respondent No. 2, it will not be possible to grant the relief of voluntary retirement as sought for by the Petitioner. However on considering the contentions raised by the Petitioners, we direct the Respondent No. 2 to decide as to whether based on the complaint, if there be any prima facie material to proceed against the Petitioner and if there be no prima facie material, then to communicate the decision to Respondent No. 1 within 30 days from the copy of the order being served on Respondent No. 2. The Respondent No. 1 to give his opinion to Respondent No. 2. Respondent No. 1 based o hte opinion, to act on the letter of voluntary retirement as submitted by the Petitioner herein and decide the applications.

. In so far as prayer for transfer is concerned,

the learned counsel does not press the same but seeks liberty to challenge the same if ultimately aggrieved by the decision of R. No. 1 and R. No. 2.

. With the above observations, Petition disposed of.

. All parties to act on authenticated copy of this order.

(**MRS.V.K.TAHILRAMANI,J.**) **(F.I.REBELLO, J.)**